

**LAW OFFICES OF
McGINN & GIBB, PLLC**

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW

8321 OLD COURTHOUSE ROAD, SUITE 200

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TELEPHONE: (703) 761-4100

FACSIMILE/DATA: (703) 761-2375; 761-2376

E-MAIL: MCGINNGIBB @ AOL.COM

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APR 25 2005

SEAN M. MCGINN
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JAMES E. HOWARD†
JAMES N. DRESSER
JOHN J. DRESCH
SCOTT M. TULINO
J. BRADLEY WRIGHT†
†MEMBER OF BAR OTHER THAN VA

ANNAPOLIS, MD OFFICE
FREDERICK W. GIBB, III
MOHAMMAD S. RAHMANT
PAMELA M. RILEY†

April 25, 2005

VIA FACSIMILE

To: Examiner Elias Desta
Group Art Unit No. 2857
U.S.P.T.O.

Facsimile No.: (703) 872-9306

From: Sean M. McGinn

Facsimile No.: (703) 761-2375

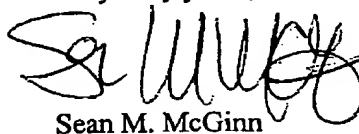
Re: Enclosed Paper
U.S. Patent Application Serial No. 09/706,737
Our Reference: YOR.241

Dear Examiner Desta:

Enclosed is a Paper resubmitting a Supplemental Amendment and Excess Claim Fee Payment Letter filed on April 15, 2005, which we request that you enter, and which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration on this case.

Very truly yours,



Sean M. McGinn

SMM:abs
Enclosure

Total No. of Pages Transmitted: 19

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Vittorio CASTELLI, et al.

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APR 25 2005

Serial No.: 09/706,737

Group Art Unit: 2857

Filed: November 7, 2000

Examiner: Desta, Elias

For: METHOD AND APPARATUS FOR PREPROCESSING TECHNIQUE FOR
FORECASTING IN CAPACITY MANAGEMENT, SOFTWARE
REJUVENATION AND DYNAMIC RESOURCE ALLOCATION
APPLICATIONS

Honorable Commissioner of Patents
Alexandria, Virginia 22313-1450

PAPER

Sir:

Applicants hereby resubmit the Supplemental Amendment and Excess claim Fee Payment Letter filed on April 15, 2005, along with copies of the facsimile cover letter and facsimile confirmation sheets.

Please note that an incorrect serial number (10/706,737) was listed on the facsimile cover letter, Excess claim Fee Payment Letter, and page 1 of the Supplemental Amendment. However, the correct serial number was listed on all other pages.

Respectfully Submitted,



Sean M. McGinn
Registration No.: 34,386

Date:

4/25/05
McGinn & Gibb, PLLC

Intellectual Property Law

8321 Old Courthouse Road, Suite 200

Vienna, Virginia 22182-3817

(703) 761-4100

Customer No. 48150

Serial No.: 09/706,737
Docket No. YOR920000549US1
YOR.241

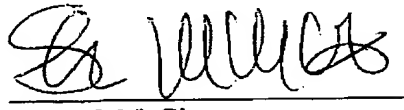
2

FACSIMILE TRANSMISSION

I hereby certify that I am filing this paper via facsimile to Examiner Elias desta, Group Art
Unit 2857, at (703) 872-9306, on April 25, 2005.

Respectfully Submitted,

Date: 4/25/05


Sean M. McGinn
Reg. No. 34,386

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April 15, 2005

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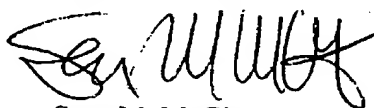
Re: Enclosed Supplemental Amendment
U.S. Patent Application Serial No. 10/706,737
Our Ref: YOR.241

Dear Examiner Desta:

Please find enclosed a Supplemental Amendment further to the January 5, 2005, Amendment, which should place this case in condition for allowance.

Thank you in advance for your consideration on this case.

Very truly yours,



Sean M. McGinn

SMM/abs
Enclosure
No. of Pages: 15

Auto-Reply Facsimile Transmission



TO: Fax Sender at 7037612375

Fax Information

Date Received:

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4/15/2005 9:09:08 PM [Eastern Daylight Time]
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Received
Cover
Page

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04/15/2005 21:08 FAX 7037612375 McGinn&Gibb, PLLC 001

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A PROFESSIONAL LIMITED LIABILITY COMPANY
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ANAND K. KODAKKE
FREDERICK W. GIBB, II
MOHAMMAD S. RAHMAN
PAMELA M. RILEY

April 15, 2005

VIA FACSIMILE

To: Examiner Elias Dosta
Group Art Unit No. 2857
U.S.P.T.O.

Facsimile No.: (703) 872-9306

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Our Ref: YOR.241

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Very truly yours,

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SMM/abs
Enclosure
No. of Pages: 15

PAGE 015 * RCVD AT 4/15/2005 4:52:37 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-114 * DNIS:8729306 * CSID:7037612375 * DURATION (mm-ss):06-30

04/25/2005 16:53 FAX 7037612375
04/15/2005 21:12 FAX 7037612375

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*** TX REPORT ***

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RESULT	OK	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Castelli et al.

Serial No.: 10/706,737

Group Art Unit: 2857

Filed: November 7, 2000

Examiner: Elias Desta

For: METHOD AND APPARATUS FOR PREPROCESSING TECHNIQUE FOR
FORECASTING IN CAPACITY MANAGEMENT, SOFTWARE REJUVENATION
AND DYNAMIC RESOURCE ALLOCATION APPLICATIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXCESS CLAIM FEE PAYMENT LETTER

Sir:

Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.

	<u>AFTER AMENDMENT</u>	<u>PREV. PAID FOR</u>	<u>EXTRA CLAIMS PRESENT</u>	<u>RATE</u>	<u>FEE DUE</u>
Total Claims	30 -	29	= 1	x \$50.00	\$ 50.00
Indep. Claims	4 -	3	= 1	x \$200.00	\$ 200.00

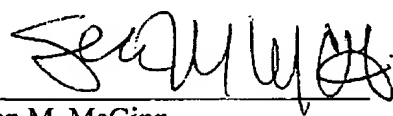
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT**\$250.00**

The Commissioner is authorized to charge Assignee's Deposit Account No. 50-0510 in the amount of \$250.00 to cover the excess claim fees. A duplicate copy of this sheet is enclosed. The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Assignee's Deposit Account No. 50-0510.

Respectfully Submitted,

Date:

4/15/05


Sean M. McGinn
Reg. No. 34,386

McGinn & Gibb, PLLC
Intellectual Property Law
8321 Old Courthouse Road, Suite 200
Vienna, VA 22182-3817
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